

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed fish.

DISPOSITION: September 14, 1948. Default decree of condemnation and destruction.

13794. Adulteration and misbranding of canned mackerel. U. S. v. 100 Cases * * *. (F. D. C. No. 25274. Sample No. 23543-K.)

LIBEL FILED: August 13, 1948, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about December 17, 1947, by the French Sardine Co., from Terminal Island, Calif.

PRODUCT: 100 cases, each containing 48 15-ounce cans, of mackerel at New Orleans, La.

LABEL, IN PART: "Eatwell Brand California Mackerel."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), horse (Jack) mackerel had been substituted for Pacific (California) mackerel.

Misbranding, Section 403 (a), the label statement "California Mackerel" was false and misleading.

DISPOSITION: September 2, 1948. Bernard Oppenheimer, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, to be relabeled under the supervision of the Food and Drug Administration.

13795. Adulteration of canned salmon. U. S. v. 158 Cases * * *. (F. D. C. No. 25194. Sample No. 93640-H.)

LIBEL FILED: July 23, 1948, District of Colorado; amended libel filed August 10, 1948.

ALLEGED SHIPMENT: On or about December 15, 1947, by McGovern & McGovern, from Seattle, Wash.

PRODUCT: Salmon. 158 cases, each containing 48 cans, and 85 cases, each containing 24 cans, at Denver, Colo.

LABEL, IN PART: "Sea Beauty Brand Reprocessed Alaska Red Salmon."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: August 31, 1948. Alexander Gow, Inc., Trustee, Seattle, Wash., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation, reprocessing, repacking, and relabeling, under the supervision of the Food and Drug Administration. Of the 225 cases and 22 cans seized, 178 cases and 25 cans were segregated as passable and the remainder were destroyed.

13796. Adulteration of whitefish. U. S. v. 4 Boxes * * *. (F. D. C. No. 25398. Sample No. 24629-K.)

LIBEL FILED: August 18, 1948, Southern District of California.

ALLEGED SHIPMENT: On or about August 13, 1948, by D. J. McCarthy, from Ranier, Minn.

PRODUCT: Whitefish. 4 boxes containing a total of 231 pounds at Los Angeles, Calif.